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OCT 23 2008

PUBLIC SERVICE
COMMISSION

Mayor Jim Newberry

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Law

October 23, 2008

Ms. Stephanie Stumbo
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602-0615

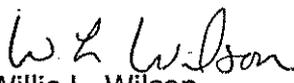
Re: Case No. 2008-00440
(Application of Kentucky-American Water Company's Request for Approval
to Defer Expenses)

Dear Ms. Stumbo:

On October 20, 2008 the Lexington Fayette Urban County Government inadvertently filed a Motion to Intervene in Case No. 2008-00440 related to KAWC's case related to deferring expenses as regulatory assets with the correct style but with the incorrect case number. This is to advise the Public Service Commission that, in fact, it does not wish to intervene in that case, but instead in Case No. 2008-00427, relating to the adjustment of rates, for which the Lexington Fayette Urban County Government filed a corrected motion on October 21, 2008.

I am sorry for any inconvenience this may have caused the Commission and please advise if there is any additional documentation you may wish me to file to correct this oversight. Please contact me should you have any questions or need additional information or documentation.

Yours truly,


Willis L. Wilson
Attorney Senior

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